

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**JUNE 17, 2009**

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, June 17, 2009, at 7:00 p.m.**, in the Legislative Room 203, 100 North Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order at 7:00 p.m.

Invocation.

Pledge of Allegiance to the Flag.

Present:       Warpinski, De Wane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima,  
                  Evans, Vander Leest, Dantine, La Violette, Andrews, Kaster, Knier, Williams,  
                  Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund, Fewell

Excused:       Krueger, Johnson

Total Present:       24                      Total Excused:       2

**No. 1 --       Adoption of Agenda.**

A motion was made by Supervisor Warpinski and seconded by Supervisor Fleck **“to adopt the agenda as presented”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2 --       District #22 Seat.**

**No. 2a --       COMMENDATION PRESENTATION TO SUPERVISOR RICH LANGAN**

Commendation presented by Chairman Guy Zima. Chairman Zima thanked Supervisor Langan for his dedication to Brown County and wished him the very best. Supervisor Langan addressed the County Board stating why he is resigning his position. He added that he has learned so much in the little time he’s served. Supervisor Langan told the Board he has a new respect for the work this position requires. He thanked everyone and wished them well.

**No. 2b -- APPOINTMENT OF PATRICK W. MOYNIHAN, JR. TO FILL THE SEAT OF COUNTY BOARD SUPERVISOR, DISTRICT #22**

A motion was made by Supervisor De Wane and seconded by Supervisor Erickson **“to approve the above appointment”**. Voice vote taken. Motion carried unanimously with no abstentions.

At this time, County Clerk, Darlene Marcelle, administered the Oath of Office to Patrick Moynihan and he took his seat.

**No. 3 -- COMMENTS FROM THE PUBLIC REGARDING AGENDA ITEMS ONLY. None.**

**No. 4 -- APPROVAL OF MINUTES OF COUNTY BOARD OF MAY 20, 2009**

A motion was made by Supervisor De Wane and seconded by Supervisor Andrews **“to approve the minutes of May 20, 2009.”** Motion carried unanimously with no abstentions.

**No. 5 -- ANNOUNCEMENTS BY SUPERVISORS.**

Supervisor Warpinski announced the cancellation of the Facilities Master Plan meeting.

Supervisor De Wane announced that Tim O'Brien passed away. He is the husband of a dedicated City of Green Bay employee. Supervisor DeWane sends his condolences to Mrs. O'Brien.

Supervisor Erickson stated that Budget reports (graphs) are not being supplied to the Committees for their agendas. He reiterated that this is information that has been requested in the past and he wants department heads to continue providing that information.

Supervisor Vander Leest announced there is a meeting on “Round-about” at the SC Grand on June 18, 2009 from 6:30 p.m. to 8:00 p.m. The State DOT is planning 44 round-about along Highway 41. Carmel, Indiana has installed many round-about and the Mayor of Carmel, Indiana will be there to share his views regarding the round-about success.

Supervisor Moynihan thanked the Chairman for the appointment and thanked Mr. Langan for his support and wished him luck.

**No. 6 -- COMMUNICATIONS. NONE. LATE COMMUNICATIONS:**

**No. 6a -- FROM SUPERVISOR ANDREWS REGARDING: TO HAVE STAFF INVESTIGATE AND REPORT TO US THE STATE OF WIRELESS CAPABILITIES, IF ANY, IN THE COUNCIL CHAMBERS, AND THE**

**FEASIBILITY OF SUPERVISORS BRINGING IN THEIR OWN LAPTOPS AND CONNECTING TO THE INTERNET WIRELESSLY.**

Refer to Administration Committee.

**No. 6b -- FROM SUPERVISOR BRUNETTE REGARDING: A REVIEW OF TORNADO SIREN PLACEMENT ON GREEN BAY'S WEST SIDE.**

Refer to Public Safety Committee.

**No. 6c -- FROM SUPERVISOR LUND REGARDING: THAT THERE SHALL BE NO INTERDEPARTMENTAL CHARGE BACKS PLACED IN THE 2010 BUDGET.**

Refer to Administration Committee.

**No. 7 -- APPOINTMENTS BY COUNTY EXECUTIVE.**

**No. 7a -- APPOINTMENT OF LA TISHA VANDEN BUSH TO HUMAN SERVICES BOARD**

A motion was made by Supervisor Brunette and seconded by Supervisor Andrews **“to approve the above appointment”**. After discussion, the vote was taken on confirmation. Roll Call #7a(1):

Ayes: Theisen, Haefs, Brunette, Zima, Vander Leest, Dantinne, La Violette, Andrews, Wetzel, Moynihan, Lund

Nays: Warpinski, De Wane, Nicholson, Erickson, Evans, Kaster, Knier, Williams, Fleck, Clancy, Scray, Hoeft

Abstained: Fewell

Excused: Krueger, Johnson

Total Ayes: 11      Total Nays: 12      Abstained: 1      Excused: 2

The motion **“to approve”** LaTisha Vanden Bush was defeated.

**No. 8a -- REPORT BY COUNTY EXECUTIVE.**

County Executive Hinz welcomed Pat Moynihan back to the County Board.

Mr. Hinz stated the Bellin Run shirts were designed by the kids from Syble Hopp for Team Brown County for county runners. He has a shirt to display to the County Board.

Executive Hinz stated that orientations for Health Risk Assessments have begun and their purpose is to try to keep insurance rates down. He encouraged everyone to participate and added that the Health Risk Assessment results are confidential.

Mr. Hinz announced that Jerry Czech from Facilities Management is retiring. The Executive wishes him well and thanked him for his years of service to Brown County.

County Executive Hinz announced that there is a meeting tomorrow night on roundabouts at the SC Grand. He encouraged everyone interested to attend.

**No. 8b -- REPORT BY BOARD CHAIRMAN.**

Chairman Zima stated that this is a difficult budget year adding that priorities must be set at zero based budget increases.

Chairman Zima thanked Supervisor Norb Dantine who evaluated a change-order in a project at the NEW Zoo. He praised Supervisor Dantine's expertise in this area.

**No. 9 -- OTHER REPORTS. None.**

**No. 10 -- STANDING COMMITTEE REPORTS:**

**No. 10a -- REPORT OF ADMINISTRATION COMMITTEE OF MAY 28, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on May 28, 2009, and recommends the following motions:

1.     \*\*   Communication from Supervisor Warpinski re: Request that Information Services make campaign finance reports filed with the Brown County Clerk available. To accept Supervisor Warpinski's suggestion that campaign finance reporting filed with the Brown County Clerk be made available and refer to the County Clerk and Information Services to report back with an implementation process.
- \*\*   Refer Item #1 back to Administration Committee as per the County Board on 6/17/2009.
2.     Communication from Supervisor Erickson re: Bid formats should include more personal information regarding taxes and loans and if any of these payments are in arrears or defaults. Bidder should be checked out by our Board Attorney before moving the award forward to any boards or committees. To refer to the Purchasing Department and report back.
3.     Communication from Supervisor Williams re: To review the policies and procedures of the Clerk of Courts office relating to employees in the Office. To refer to Human Resources and report back in 30 days.

4. Communication from Supervisor Scray re: During the Budget process Administration (1) explore the option of not doing charge backs; (2) evaluate depts. that give money back to the General Fund on a regular basis and possibly adjusting their levy amount to reflect a 5-year average of what they have given back previously. To refer to Administration to evaluate the option of not doing chargebacks and report back.  
To refer to Administration to evaluate departments that give money back to the General Fund.
5. County Clerk - Resolution re: Opposition to U.S. Senate Bill 149 the "Weekend Voting Act". To approve opposition to U.S. Senate Bill 149, "Weekend Voting Act". See Resolutions, Ordinances June County Board.
6. Facility & Park Mgmt - Budget Status Financial Report for March 31, 2009. To receive and place on file.
7. Facility & Park Mgmt - Update on Courthouse Roof Plan. To receive and place on file.
8. Facility & Park Mgmt - Director's Report. To receive and place on file.
9. Human Resources - Budget Status Financial Report for April 30, 2009. To receive and place on file.
10. Human Resources - Activity Report for April 2009. To receive and place on file.
11. Human Resources - Vacant Positions on Hold Pending Review. To receive and place on file.
12. Dept of Admin - Prepaying for Diesel Fuel and Gasoline to Save Money. To receive and place on file.
13. Dept of Admin - New Financial System Update. To receive and place on file.
14. Dept of Admin - Planning for 2010 Budget. To receive and place on file.
15. Dept of Admin - 2009 Budget Transfer Log. To approve.
16. Dept of Admin - Grant Application Approval Log. To approve.
17. Dept of Admin - Administration Budget Status Financial Report for April 20, 2009. To receive and place on file.
18. Dept of Admin - Information Services Budget Status Financial Report for April 30, 2009. To receive and place on file.
19. Dept of Admin - Request for Budget Transfer (#09-28): Reallocation of Salaries and Fringe Benefits to another major budget category except contracted services, or reallocation to Salaries and Fringe Benefits from another major budget category except contracted services: Transfer of funds from delayed annual secondary internet access project at Jail in Other Utilities and transfer to Overtime Earnings to cover increased overtime to eradicate computer virus and implement new financial system. To approve.
20. Information Services Update for May 28, 2009. To approve Option #2 – create the ability to have the most recent County Board meeting available for replay, with a history of meetings going forward. To receive and place on file.
21. Treasurer - Request to fill Account Clerk II Position from Temporary to Permanent. To refer to Administration and Human Resources for a 60 day study period. Ayes: 4 (Hoeft, Krueger, Theisen, Williams); Nays: 1 (Lund). Motion Approved 4-1.
22. Treasurer - Financial Report for the Months of January, February and March. To receive and place on file.

Child Support Agency – Budget Status Financial Report for April, 2009. No agenda items. To receive and place on file.

Corporation Counsel – Budget Status Financial Reports for April, 2009. No agenda items. To receive and place on file.

23. Audit of bills. To approve payment of bills.

A motion was made by Supervisor Lund and seconded by Supervisor Fleck “**to adopt**”.

Supervisor La Violette requested item #1 be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #1 -- Communication from Supervisor Warpinski re: Request that Information Services make campaign finance reports filed with the Brown County Clerk available. COMMITTEE ACTION: To accept Supervisor Warpinski’s suggestion that campaign finance reporting filed with the Brown County Clerk be made available and refer to the County Clerk and Information Services to report back with an implementation process.

Following discussion, a motion was made by Supervisor Knier and seconded by Supervisor Vander Leest “**to refer item #1 back to Administration Committee**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \s\      Tom Hinz, County Executive       Date: 6/23/2009

**No. 10b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF JUNE 4, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on June 4, 2009 and recommends the following:

- 1) Review minutes of:
  - a) Library Board (3/19/09). Receive and place on file 1a.
- 2) Communication from Supervisor Knier re: Park Department to look into getting rezoning on the Fonferek Park property for the dog park (referred from May County Board). Receive and place on file.
- 3) Communication from Supervisor Knier re: Parks Committee to improve signage to clearly outline the Fonferek property. To hold for one month and have staff come back with a list of where they are placing their signs and request Supervisor Knier’s input on where she feels the signs should be.

- 4) Communication from Supervisor Vander Leest re: Request to find a more suitable location for a Dog Park in Brown County (referred from May County Board). To have staff work with Supervisor Erickson on the opportunity and report back.
- 5) Communication from Supervisor Vander Leest re: Request to develop a parking pass program for Volunteers at Downtown Library to avoid volunteers to have to plug meters every few hours during volunteer programs for the Brown County Library (referred from May County Board). To direct library staff to discuss possible parking situations with the City of Green Bay and their ramps with their volunteers and report back if there is any Board action needed.
- 6) Communication from Supervisor Vander Leest re: Request to require that all Park Trust Fund records be kept to show the amount in the fund for each project (referred from May County Board). Receive and place on file.
- 7) Museum - Attendance & Admission April, 2009. Receive and place on file.
- 8) Museum - Budget Status Financial Report for April 30, 2009. Receive and place on file.
- 9) Museum - Director's report. Receive and place on file.
- 10) Parks - Budget Status Financial Report for April 30, 2009. Receive and place on file.
- 11) Parks - Director's Report for April 2009. Receive and place on file.
- 12) Library - Budget Status Report for April, 2009. Receive and place on file.
- 13) Library - Director's Report. Receive and place on file.
- 14) Resch Centre/Arena/Shopko Hall - April Attendance for the Brown County Veterans Memorial Complex. Receive and place on file.
- 15) NEW Zoo - Request for Budget Transfer (#09-29): Increase in Expenditures with Offsetting Increase in Revenues: Request Restricted Donations Revenue with Offsetting Increase in Restricted Travel, Conference & Training. To suspend the rules to take items 15, 16 & 17 together.
- 16) NEW Zoo - Request for Budget Transfer (#09-30): Increase in Expenditures with Offsetting Increase in Revenues: Request Restricted Donations Revenue with Offsetting Increase in Restricted Special Event Expense.
- 17) NEW Zoo - Request for Budget Transfer (#09-31): Increase in Expenditures with Offsetting Increase in Revenue: Request Restricted Donations Revenue with offsetting increase in Restricted Supplies & Expense. To approve items 15, 16, & 17.
- 18) Zoo Monthly Activity Report.
  - a) Visitor Center Operation Reports:
    - i) Admissions Revenue Attendance 2008 Report.
    - ii) Gift Shop Concessions Revenue 2009 Report.  
Receive and place on file 18a.
  - b) Curator's Report - Animal Collection Report May, 2009.  
Receive and place on file.
  - c) Education & Volunteer Programs Report May, 2009.  
Receive and place on file.
- 19) NEW Zoo - Budget Status Financial Report for April 30, 2009. Receive and place on file.

- 20) NEW Zoo - Request for a waiver of the contract fee and \$5.00 admission fee for "Feast with the Beasts" from the N.E.W. Zoological Society, Inc. on August 3, 2009. To approve.
- 21) Golf Course - Budget Status Financial Report for April 30, 2009. Receive and place on file.
- 22) Golf Course - Financial Statistics – May 17, 2009. Receive and place on file.
- 23) Golf Course - Request for Budget Transfer (#09-32): Interdepartmental Transfer (including contingency or general fund transfers): Transfer funds from Land Conservation to Golf Course to reimburse for cost shared expenditures to reinforce the stream on hole #9 paid by 70/30 split between the Golf Course and Land Conservation. To approve.
- 24) Golf Course - Superintendent's Report. Receive and place on file.
- 25) Audit of bills. To approve.

A motion was made by Supervisor Vander Leest and seconded by Supervisor Andrews "to adopt". It was brought to the Chairman's attention that under #6 there is a typo where the word "fun" should be corrected to "fund". Chairman Zima asked Clerk Marcelle to make the correction. Voice vote taken. Motion carried unanimously to accept the amended report with no abstentions.

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/23/2009

**No. 10c -- REPORT OF EXECUTIVE COMMITTEE OF JUNE 8, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on June 8, 2009 and recommends the following motions:

1. Communication from Supervisor Knier re: Implement a policy that would require every ordinance or policy amendments proposals to identify current law and the proposed changes in the same document; similar to procedure/amendments made to state law. (Held from May meeting.) To approve Supervisor Knier's suggestion to implement a policy that would require every ordinance or policy amendment proposal to identify current law and the proposed changes in the same document.
2. Communication from Supervisor Erickson re: Bid formats should include more personal information regarding taxes and loans and if any of these payments are in arrears or defaults. Bidder should be checking out by our Board Attorney before moving the award forward to any boards or committees. (Referred from May County Board.) To refer to staff (Internal Auditor, Purchasing, Board Attorney, & Administration) to develop parameters for the bidding process.
3. Communication from Supervisors Zima and Scray re: Respectfully request that the Executive Committee seven County Board consider reclassify the portion of Internal



- Auditor to a position of Internal Auditor/Board Research Analyst. To refer to Human Resources to develop a job description and analysis for reclassification of the Internal Auditor to a position of Internal Auditor/Board Research Analyst.
4. Legal Bills - Review and Possible Action on Legal Bills to be paid. To approve payment of \$2,780, of the total \$5,658.50, to the Davis & Kuelthau Law Firm. Ayes: 5 (Erickson, Evans, Lund, Scray, Zima); Nays: 1 (Nicholson).
  5. Legal Bills - Discussion and Possible Action re: Syble Hopp Legal Bills. To authorize staff to pay Syble Hopp legal bills, with a request for a quarterly report.
  6. County Executive Report.
    - a. Budget Status Financial Report for April 30, 2009. Receive and place on file.
    - b. Voluntary Unpaid Leave Program. To refer to staff to finalize the resolution and schedule a special meeting prior to the next County Board meeting (June 22<sup>nd</sup>, 2009) to discuss further.
  7. Internal Auditor Report.
    - a. Budget Status Financial Report for April 30, 2009. Receive and place on file.
    - b. New Zoo Audit. To accept the NEW Zoo Audit.
    - c. Other. None.
  8. Board Attorney Report.
    - a. Pivonka update. To hold until the July meeting, or until a special meeting is scheduled. Ayes: 5 (Erickson, Lund, Nicholson, Scray, Zima); Nays: 1 (Evans).
    - b. Table vs. Postpone. Receive and place on file.
  9. Resolution re: Change in Table of Organization Human Services. (Referred from Human Services Committee.) To approve. See Resolutions, Ordinances June County Board.
  10. Authority to Execute a 2009 Labor Agreement with the Brown County Library Clerk Employees Local 1901, AFSCME, AFL-CIO. To approve.
  11. Authority to Execute a 2009 Labor Agreement with the Brown County Medical Examiner Investigators Local 1901, AFSCME, AFL-CIO. To approve.
  12. Closed Session: For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to 19.85 (1)(e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85 (1) (g) of the Wisconsin State Statutes. None.

A motion was made by Supervisor Fleck and seconded by Supervisor Williams “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \ s \      Tom Hinz, County Executive      

Date: 6/23/2009

**No. 10c(i) -- REPORT OF “SPECIAL” EXECUTIVE COMMITTEE OF JUNE 17, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in “special” session on June 17, 2009 and recommends the following motions:

1. Resolution re: To Support Brown County Voluntary Unpaid Leave Program for 2009. To approve as amended.
2. A closed session pursuant to 19.85(1)(c) of the Wisconsin Statutes for the purposes of considering employment, promotion, compensation or performance data regarding a public employee (Diane Pivonka). Receive and place on file.

A motion was made by Supervisor Warpinski and seconded by Supervisor Nicholson “**to approve (1) Resolution regarding: To Support Brown County Voluntary Unpaid Leave Program for 2009 with the amendment to add the following words at the end of the resolution “or create overtime” and (2) Closed Session regarding Diane Pivonka.**” Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:           \s\          Tom Hinz, County Executive           Date: 6/23/2009

**No. 10d -- REPORT OF HUMAN SERVICES COMMITTEE OF MAY 27, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on May 27, 2009, and recommends the following motions:

1. Review Minutes of:
  - a. Aging & Disability Resource Center Board (04/23/09).
  - b. Veterans’ Recognition Subcommittee (05/12/09).
  - c. Homeless Issues & Affordable Housing Subcommittee (04/14/09).Receive and place on file.
2. Syble Hopp School - 2010 Budget Form. To approve.
3. Health Dept. - Request for Budget Transfer (#09-27) -- Change in any item within Outlay account which requires the transfer of funds from any other major budget category or the transfer of Outlay funds to another major budget category: Transfer \$23,000 from Health Grant Reserves to Capital Outlay for the purchase and installation of 6 cubicle units. To approve.
4. Health Dept. - Update on Novel H1N1 Influenza A. Receive and place on file.
5. Health Dept. - Budget Status & Financial Report (February, March, and April, 2009). Receive and place on file.
6. Health Dept. - Director’s Report. Receive and place on file.

7. Aging & Disability Resource Center - Revenue and Expense Report (4/30/09). To approve.
8. Human Services Dept. - Approval of NEW Family Care Plan. To approve NEW Family Care Plan with Equal Representation.  
Ayes: 5 (Evans, Knier, Langan, LaViolette, Lund); Nays: 1 (Brunette).
9. Human Services Dept. - Report on Children's Psychiatric Services. Receive and place on file.
10. Human Services Dept. - Support for Prescriptive Authority for Psychologists. To approve.
11. Human Services Dept. - RFP for Corporate Adult Family Home. To approve.
12. Human Services Dept. - Mental Health Center Statistics (April, 2009). Receive and place on file.
13. Human Services Dept. - Bellin Psychiatric Monthly Report (April, 2009). Receive and place on file.
14. Human Services Dept. - Approval for New Non-Continuous Vendor. To approve.
15. Human Services Dept. - Request for New Vendor Contract. To approve.
16. Human Services Dept. - Monthly Contract Update. Receive and place on file.
17. Human Services Dept. - Resolution re: Change in Table of Organization Human Services. To approve. See Resolutions, Ordinances June County Board.
18. Human Services Dept. - Financial Report for Community Programs. Receive and place on file.
19. Human Services Dept. - Financial Report for Mental Health Center. Receive and place on file.
20. Human Services Dept. - WCHSA Minutes – April 2, 2009. Receive and place on file.
21. Human Services Dept. - Director's Report. Receive and place on file.

Veterans Dept. - No Agenda Items.

22. Audit of Bills. To pay.

A motion was made by Supervisor Evans and seconded by Supervisor Knier **“to adopt.”** Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ \_\_\_\_\_ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/23/2009

**No. 10e -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF MAY 26, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on May 20, 2009, and recommends the following motions.

1. 1. Review minutes of:
  - a) Harbor Commission (4/13/09).
  - b) Planning Commission Board of Directors (3/16/09 and 5/6/09).
  - c) Solid Waste Board (3/16/09). Receive and place on file items 1a, b & c.
2. Communication from Supervisor Knier re: Ask Planning, Development and Transportation Committee to review the condition of County MM around Fonferek Park and provide for adequate maintenance, if necessary, to accommodate traffic to the area. Receive and place on file.
3. Fred Monique - Advance quarterly update. Receive and place on file.
4. Airport Financials. Receive and place on file.
5. Airport - Director's Report. Receive and place on file.
6. Highway - March 2009 Budget to Actual. Receive and place on file.
7. Highway - Director's Report. Receive and place on file.
8. Highway/Planning Commission - Updates on CTH GV (standing item). Receive and place on file.
9. Planning Commission - Budget Status Financial Reports for April 30, 2009. Receive and place on file.
10. Planning Commission - Resolution re: Brown County to Withdraw from the Jurisdiction of the Bay Lake Regional Planning Commission (to be distributed at the meeting). To adopt the Resolution for Brown County to withdraw from Bay-Lakes Regional Planning Commission. Ayes: 4 (Erickson, Dantine, Kaster, Haefs.); Nays: 1 (Fleck). See Resolutions, Ordinances June County Board.
11. Property Listing - Budget Status Financial Reports for April 30, 2009. Receive and place on file.
12. Zoning - Budget Status Financial Reports for April 30, 2009. Receive and place on file.
13. Audit of bills. To approve payment of bills.

A motion was made by Supervisor Erickson and seconded by Supervisor Andrews "to adopt." Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/23/2009

**No. 10e(i) -- REPORT OF LAND CONSERVATION SUB COMMITTEE OF MAY 26, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The LAND CONSERVATION SUB COMMITTEE met in regular session on May 26, 2009, and recommends the following motions.

2. Approve/modify agenda. To approve.

3. Approve/modify minutes of Land Conversation Subcommittee of April 27, 2009. To approve.
4. Presentation by Brown County Farm Bureau – Phillip Ullmer President. No action.
5. Land and Water Conservation Department Monthly Budget Update April 30, 2009. (To be distributed at meeting) Receive and place on file.
6. Budget Transfer for Golf Course. To approve.
7. Director's report. Receive and place on file.

A motion was made by Supervisor Clancy and seconded by Supervisor Vander Leest **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 6/23/2009

**No. 10f -- REPORT OF PUBLIC SAFETY COMMITTEE OF JUNE 3, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on June 3, 2009, and recommends the following motions:

1. Review minutes and reports of:
  - a. Criminal Justice Coordinating Board (4/28/09). Receive and place on file.
2. Communication from Supervisor Knier re: Ask Sheriff to review trespassing issues on private property adjacent to Fonferek Park (referred from May County Board). Receive and place on file.
3. Communication from Supervisor Clancy re: To have the Public Safety Committee and the Facility Master Plan Committee to explore the feasibility of requesting bids for 24,000 sq. ft. building and a 48,000 sq. ft. building to be located on the County Property at the Mental Health Site. This should have the following specs: 6” concrete floor with in-floor heating; 16 ft. side walls and fully insulated. That would give us a basic cost to house all Sheriff, Drug, Emergency Bomb Squad & Impound vehicles (referred from May County Board). To refer to Facilities Master Plan Committee.
4. Communication from Supervisor Williams re: To review the policies and procedures of the Clerk of Courts Office relating to employees in the Office (referred from May County Board). To refer to Staff.
5. Teen Court Stats. Receive and place on file.
6. Public Safety Communications - Budget Status Financial Report for April 30, 2009. Receive and place on file.
7. Public Safety Communications - Commuting in Emergency Management Vehicle. To approve.

8. FoxComm Agreement (held from previous meeting with the motion: To hold for one month and instruct Public Safety Communications Director, Jim Nickel, to review the agreement with Board Attorney Fred Mohr and to bring it back at the earliest possible date). To let us see what the bid is for moving the equipment and come back to us next month.
9. Director's report. Receive and place on file.
10. District Attorney - Monthly drug criminal complaint numbers (standing item). Receive and place on file.
11. Sheriff - Key Factor Report for June. Receive and place on file.
12. Sheriff - Budget Status Financial Report for April 30, 2009. Receive and place on file.
13. Sheriff - Request for Budget Transfer (#09-34): Increase in Expenditures with Offsetting Increase in Revenue: Increase expenditures for wages and fringes for an additional DEO officer for the Village of Suamico for May through December 2009. The Village will add the cost to their 2009 police services contract resulting in offsetting revenue. This position was already approved in a resolution in March, 2009. To approve.
14. Sheriff - Grant Application Review (#09-25): Crime Prevention Grant. To approve.
15. Sheriff's report. Receive and place on file.

Circuit Courts - Budget Status Financial Report for April 30, 2009. Receive and place on file.

Clerk of Courts - No agenda items.

Medical Examiner - Budget Status Financial Report for April 30, 2009. Receive and place on file.

16. Audit of bills. To pay bills.

A motion was made by Supervisor De Wane and seconded by Supervisor Andrews **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/23/2009

**No. 11 -- RESOLUTIONS, ORDINANCES:**

**No. 11a -- RESOLUTION REGARDING: OPPOSITION TO U.S. SENATE BILL 149  
THE "WEEKEND VOTING ACT"**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, U. S. Senator Herb Kohl has sponsored legislation (S.149) that would establish the first Saturday and Sunday after the first Friday in November, in even numbered years, as election days; and

WHEREAS, S. 149 has no provision for funding (unfunded mandate) and will result in increased expense to Brown County; it's towns, village and cities and all other municipalities in the State of Wisconsin; and

WHEREAS, due to extended voting hours over 2 consecutive days ballot security could become compromised and creates the potential for voter fraud; and

WHEREAS, poll workers are required to be trained and state certified; they are difficult to secure for Election Day; and extended voting hours on a weekend would reduce the number of people who would be willing to work at polls; and

WHEREAS, absentee voting has more than adequately met the objectives of existing Federal and State election requirements in Brown County; and

WHEREAS, the Wisconsin County Clerk's Association has expressed opposition to the provisions set forth in S.149 as being costly difficult to comply with.

NOW, THEREFORE, BE IT RESOLVED, the Brown County Board of Supervisors oppose S.149 creating weekend voting; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Congressman Kagen, Senator Herb Kohl, Senator Russ Feingold and the Wisconsin Counties Association.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Lund and seconded by Supervisor Kaster **“to adopt”**. Vote taken. Roll Call #11a(1):

Ayes: Theisen, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Dantine, La Violette, Andrews, Kaster, Williams, Fleck, Clancy, Wetzel, Moynihan, Scray, Hoeft, Lund, Fewell

Nays: Warpinski, De Wane, Nicholson

Excused: Krueger, Johnson

A motion was made by Supervisor Lund and seconded by Supervisor Dantine **“to suspend the rules to allow Supervisor Nicholson to change his vote from “nay” to “aye”**.

Total Ayes: 21                      Total Nays: 3                      Excused: 2  
Motion carried.

Approved by:           \s\          Tom Hinz, County Executive                                Date: 6/23/2009

No. 11b -- **RESOLUTION REGARDING: ESTABLISHING A MAXIMUM RATE  
ASSESSED AGAINST MUNICIPALITIES FOR CONTRIBUTIONS TO  
THE WISCONSIN RETIREMENT SYSTEM**

A motion was made by Supervisor Theisen and seconded by Supervisor Wetzel **“to adopt”**.

A motion was made by Supervisor Theisen and seconded by Supervisor Evans **“to add 6<sup>th</sup> whereas by requiring fund investment losses be made up within 5 years”**.

After discussion, a motion was made by Supervisor Warpinski and seconded by Supervisor Lund **“to amend by adding after the 6<sup>th</sup> whereas ‘BE IT FURTHER RESOLVED, that the County Clerk be directed to transmit the resolution to State Legislators representing Brown County’.”** Voice vote taken. Motion carried unanimously with no abstentions.

Further discussion followed with a motion being made by Supervisor Clancy and seconded by Supervisor De Wane **“to refer back to Executive Committee”**.

More discussion followed with a motion being made by Supervisor Erickson and seconded by Supervisor Clancy **“to table the resolution”**. Vote taken. Roll Call #11b(1):

Ayes: Erickson, La Violette, Andrews, Kaster, Williams, Fleck, Clancy

Nays: Warpinski, De Wane, Nicholson, Theisen, Haefs, Brunette, Zima, Evans, Vander Leest, Dantinne, Knier, Wetzel, Moynihan, Scray, Hoeft, Lund, Fewell

Excused: Krueger, Johnson

Total Ayes: 7                      Total Nays: 17                      Excused: 2  
Motion defeated **“to table”**.

At this time, a vote was taken on Supervisor Clancy’s motion **“to refer back to Executive Committee”**. Vote taken. Roll Call #11b(2):

Ayes: Erickson, Zima, Dantinne, La Violette, Andrews, Kaster, Williams, Fleck, Clancy, Wetzel, Scray, Hoeft, Lund, Fewell

Nays: Warpinski, De Wane, Nicholson, Theisen, Haefs, Brunette, Evans, Vander Leest, Knier, Moynihan

Excused: Krueger, Johnson

Total Ayes: 14                      Total Nays: 10                      Excused: 2  
Motion carried **“to refer”** the Resolution back to Committee.

No. 11c -- **RESOLUTION REGARDING: CHANGE IN TABLE OF  
ORGANIZATION HUMAN SERVICES**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:



WHEREAS, during a review of the Human Services current Table of Organization several discrepancies were identified; and

WHEREAS, to resolve the differences the Human Services Department and the Human Resources Department recommend the following changes to the Human Services Table of Organization. The intent of the recommended changes is not to increase the number of FTE's in the overall Table of Organization; and

WHEREAS, it is recommended that the Human Services Table of Organization be changed to delete (1.50) FTE Social Worker/Case Managers, add .50 FTE AODA Counselor III and add 1.00 FTE Clinical Social Worker/Professional Counselor/Case Manager to correct the discrepancies identified.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby approves the Human Services Table of Organization change deleting (1.50) FTE Social Worker/Case Manager, adding a .50 FTE AODA Counselor III and adding 1.00 FTE Clinical Social Worker/Professional Counselor/Case Manager to correct the discrepancies identified.

#### **Fiscal Impact Salary and Fringe Benefits**

<b>Department</b>	<b>Position Title</b>	<b>FTE</b>	<b>Add/Deletion</b>	<b>Salary</b>	<b>Fringe</b>	<b>Total</b>
Human Services	Social Worker/Case Manager	(1.50)	DELETION	\$(24,950)	\$(4,754)	\$(29,704)
	AODA Counselor III	.50	ADDITION	\$ 8,706	\$ 1,659	\$ 10,365
	Clinical Social Worker/ Professional Counselor/ Case Manager	1.00	ADDITION	\$ 16,623	\$ 3,167	\$ 19,790
<b>TOTAL FISCAL IMPACT</b>				<u>\$ 379</u>	<u>\$ 72</u>	<u>\$ 451</u>

Respectfully submitted,  
HUMAN SERVICES COMMITTEE  
EXECUTIVE COMMITTEE

A motion was made by Supervisor Nicholson and seconded by Supervisor Andrews “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \s\      Tom Hinz, County Executive      

Date: 6/23/2009

## **Attachment to Resolution #11c**

# HUMAN RESOURCES DEPARTMENT

*Brown County*

305 E. WALNUT STREET  
P.O. BOX 23600  
GREEN BAY, WI 54305-3600

DEBBIE KLARKOWSKI, PHR

PHONE (920) 448-4065 FAX (920) 448-6277 WEB: www.co.brown.wi.us

HUMAN RESOURCES MANAGER

DATE: May 29, 2009

TO: Debbie Klarkowski  
Human Resources Manager

FROM: Deb Seidel  
Human Resources Analyst

SUBJECT: Human Services Table of Organization Changes

Human Services recently submitted a Request To Fill A Position for an AODA Counselor II. During a review of the Human Services current Table of Organization, several discrepancies were identified.

To resolve the differences, the following changes to the Table of Organization are recommended. The intent of the recommended changes is not to increase the number of FTE'S of the overall Table of Organization.

**The current Table of Organization and actual filled FTE's are:**

Position	2009 Budgeted FTE's	2009 Actual FTE's
Social Worker/Case Manager	108.10	102.80 *
AODA Counselor II	8.30	7.85 *
AODA Counselor III	1.00	1.50 **
Clinical Social Worker/ Professional Counselor/ Case Manager	9.00	10.00
<b>Total:</b>	<b>126.40</b>	<b>122.15</b>

\* Lower number of current FTE's than budgeted.

\*\* Actual FTE's over the number of budgeted FTE's.

**The recommended changes to the Table of Organization are:**

Position	FTE	Addition/ Deletion	Budgeted FTE's
Social Worker/Case Manager	(1.50)	Deletion	106.60
AODA Counselor II	--	No change	8.30
AODA Counselor III	.50	Addition	1.50
Clinical Social Worker/ Professional Counselor/ Case Manager	1.00	Addition	10.00
<b>Total:</b>	<b>0</b>		<b>126.40</b>

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2009 Fiscal Impact Calculation  
 For the period 6/1/09 - 12/31/09  
 (Add 0.5 FTE AODA Couns III; Add 1.0 FTE Clinical SW/Pre Couns/Case Mgr; Delete 1.5 FTE Social Worker/Case Mgr)

	Add 1.0 FTE		Delete 1.5	
	Clinica		FTE Social	
	Add 0.50 FTE	SW/Pro	Worker/Case	Cumulative
	AODA Couns	Couns/Case	Mgr	Fiscal Impact
	III	Mgr		
Salary Fiscal Impact:	\$ 8,706.00	16,623.00	(24,950.00)	\$ 379.00
FICA	\$ 666.00	\$ 1,272.00	\$ (1,909.00)	\$ 29.00
WRS	\$ 923.00	\$ 1,762.00	\$ (2,645.00)	\$ 40.00
W/C	\$ 70.00	\$ 133.00	\$ (200.00)	\$ 3.00
Fringe Benefit Fiscal Impact:	\$ 1,659.00	\$ 3,167.00	\$ (4,754.00)	\$ 72.00
<b>Total 2009 Fiscal Impact:</b>	<b>\$ 10,365.00</b>	<b>\$ 19,790.00</b>	<b>\$ (29,704.00)</b>	<b>\$ 451.00</b>

11c

No. 11d -- **RESOLUTION REGARDING: TO SUPPORT BROWN COUNTY  
VOLUNTARY UNPAID LEAVE PROGRAM FOR 2009**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE  
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, economic conditions have changed since the development of the 2009 County budget; and

WHEREAS, the economic recession has resulted in a projected revenue shortfall for the year, and some departments needing to address unanticipated higher operational expenses due to increasing workloads; and

WHEREAS, it is the intent of the County to manage the 2009 budget in a way that is the least disruptive impact on service delivery and for our employees; and

WHEREAS, current County policy allows for an unpaid leave of absence for up to one year upon approval of the Department Head and the Human Resources Manager; and

WHEREAS, some employees will be willing to assist in mitigating the projected revenue shortfall by taking voluntary unpaid leave.

NOW, THEREFORE BE IT RESOLVED that the Brown County Board of Supervisors supports the Voluntary Unpaid Leave Program of up to five (5) days per employee for regular full-time employees, and a pro rata amount of time based on percent of time worked for regular part-time employees for the period beginning July 1, 2009 and ending December 31, 2009.

BE IT FURTHER RESOLVED that such leave shall not in any manner in its implementation interfere with current labor agreements **or create overtime.**\*\*

Respectfully submitted,  
EXECUTIVE COMMITTEE

\*\* Added as per the County Board on 6/17/2009.

A motion was made by Supervisor Lund and seconded by Supervisor La Violette **“to adopt as amended at the Special Executive Committee meeting of June 17, 2009 by adding at the end of the resolution “or create overtime”.** Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \s\      Tom Hinz, County Executive      

Date: 6/23/2009

No. 11e -- **RESOLUTION REGARDING: BROWN COUNTY TO WITHDRAW FROM THE JURISDICTION OF THE BAY LAKE REGIONAL PLANNING COMMISSION**

A motion was made by Supervisor Andrews and seconded by Supervisor Warpinski **“to adopt”**.  
A motion was made by Supervisor Clancy and seconded by Supervisor Nicholson **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

1. Cheryl Maxwell, 2917 White Street, Marinette, WI explained the functions/grants of Bay Lake Regional Planning and the benefits it provides to Brown County water/air quality.
2. Valerie Mellon, 1901 Waldo Boulevard, Manitowoc, WI works on transit and other areas that benefit Brown County.
3. Toni Loch, 172 E Briar Lane, Green Bay, WI, serves as a Commissioner, Bay Lake Regional Planning brings in \$900,000 per year to Brown County.
4. Joe Ageeaguay, 729 E. Briar Lane, Green Bay, serves on Bay Lakes and Brown County Planning Commission and Transportation Commission and stated that the work of Bay Lakes Regional Planning compliments that of County Staff.
5. Tony Bellovary, 1123 St. Agnes Drive, Green Bay, is a GIS Coordinator for Bay Lakes and spoke in favor of Brown County maintaining their membership in the Bay Lake Regional Planning Commission.
6. Mark Walter, 1350 Servais Street, Green Bay is an employee of Bay Lake Regional Planning and encouraged Brown County to continue its membership.
7. Yvonne Vanden Brook, 978 Pemenu Drive, Niagra, WI would like to see Brown County continue its membership in Bay Lake Regional Planning.

A motion was made by Supervisor Fewell and seconded by Supervisor Nicholson **“to return to the regular order of business”**. Voice vote taken. Motion carried unanimously with no abstentions.

After discussion, a vote was taken on the original motion by Supervisor Andrews **“to approve the withdrawal of Brown County from the Bay Lake Regional Planning Commission”**.  
Vote taken. 2/3 vote required to withdraw from the Commission. Roll Call #11e(1):

Ayes: Warpinski, Theisen, Haefs, Erickson, Brunette, Dantinne, La Violette, Andrews, Kaster, Wetzell, Moynihan, Scray

Nays: De Wane, Nicholson, Zima, Evans, Vander Leest, Knier, Williams, Fleck, Clancy, Hoeft, Lund, Fewell

Excused: Krueger, Johnson

Total Ayes: 12                      Total Nays: 12                      Excused: 2

Motion to withdraw from Bay Lake Regional Planning failed for lack of 2/3 vote.

No. 12 -- **A CLOSED SESSION PURSUANT TO 19.85(1)(E) OF THE WISCONSIN STATUTES REGARDING THE DELIBERATION OR NEGOTIATION OF THE PURCHASE PUBLIC PROPERTIES WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION**

A motion was made by Supervisor Lund and seconded by Supervisor Kaster “**to go into closed session**”. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy “**to come out of Closed Session and return to the regular order of business**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 13 -- **SUCH OTHER MATTERS AS AUTHORIZED BY LAW.**

**Late Communications.**

No. 13a -- **FROM SUPERVISOR ERICKSON REGARDING: REFER TO STAFF TO MEET WITH BAY LAKES TO REDUCE THE FEE CHARGED TO BROWN COUNTY.**

Refer to Planning, Development and Transportation Committee and Chuck Lamine, Director of Planning and Land Services.

No. 13b -- **FROM SUPERVISOR VANDER LEEST REGARDING: REQUEST FOR EACH STANDING COMMITTEE TO FORWARD A LIST OF PRIORITIES TO THE COUNTY EXECUTIVE FOR PREPARATION OF THE 2010 BUDGET.**

Refer to Administration, Education and Recreation, Executive, Human Services, Planning, Development and Transportation, Land Conservation Subcommittee, and Public Safety Committees.

No. 14 -- **BILLS OVER \$5,000 FOR PERIOD ENDING MAY 31, 2009**

A motion was made by Supervisor Clancy and seconded by Supervisor Brunette “**to pay the bills over \$5,000 for period ending May 31, 2009**”. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 15 -- CLOSING ROLL CALL:**

Present: Warpinski, De Wane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Dantine, La Violette, Andrews, Kaster, Knier, Williams, Fleck, Clancy, Wetzel, Moynihan, Scray, Hoeft, Lund, Fewell

Excused: Krueger, Johnson

Total Present: 24                      Total Excused: 2

**No. 16 -- ADJOURNMENT TO WEDNESDAY, JULY 22, 2009, AT 7:00 P.M. LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

A motion was made by Supervisor Evans and seconded by Supervisor La Violette “**to adjourn to the above date and time**”. Voice vote taken. Motion carried unanimously with no abstentions.

Meeting adjourned at 10:15 p.m.

          /s/ DARLENE K. MARCELLE          

Brown County Clerk